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UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA

PHOENIX NEWSPAPERS, INC., and ) No. CV 09-859-PHX-DKD  
DENNIS WAGNER, )  
Plaintiffs, )  
vs. )  
BUREAU OF INDIAN AFFAIRS; )  
UNITED STATES DEPARTMENT OF )  
THE INTERIOR, )  
Defendants. )

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**STIPULATION TO DISMISS  
WITH PREJUDICE**

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiffs Phoenix Newspapers, Inc. and Dennis Wagner (collectively, “PNI”) and Defendant United States Department of Interior and its component Bureau of Indian Affairs (collectively, “DOI”) hereby notify the Court that they have reached a settlement fully resolving all issues in this lawsuit as set forth in the Final Settlement Agreement, Release and Dismissal, attached hereto as Exhibit A. Accordingly, the parties stipulate to the dismissal with prejudice of this action.

1 For the Court's convenience, a proposed form Order is attached.  
2

3 RESPECTFULLY SUBMITTED this 3rd day of June, 2010.  
4

5 STEPTOE & JOHNSON LLP  
6

7 By /s/ Chris Moeser  
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9 David J. Bodney  
10 Chris Moeser  
11 201 East Washington Street  
12 Suite 1600  
13 Phoenix, Arizona 85004-2382

14 Attorneys for Plaintiffs  
15 Phoenix Newspapers, Inc. and Dennis  
16 Wagner  
17

18 UNITED STATES DEPARTMENT OF  
19 THE INTERIOR and its component  
20 BUREAU OF INDIAN AFFAIRS  
21

22 By /s/ Chris Moeser for Daniel D. Price,  
23 with permission  
24

25 Daniel D. Price  
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29 Attorney for Defendants United States  
30 Department of the Interior and its  
31 component Bureau of Indian Affairs  
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1 CERTIFICATE OF FILING AND SERVICE

2 I hereby certify that on the 3rd day of June, 2010, I caused the attached  
3 document to be electronically transmitted to the Clerk's Office using the CM/ECF  
4 System for filing and transmittal of a Notice of Electronic Filing to the following  
5 CM/ECF Registrant:

6 Daniel D. Price  
7 daniel.price2@usdoj.gov

8 I further certify that I caused a copy of the attached document and a properly  
9 formatted version of the text of the proposed order to be electronically transmitted and  
10 mailed on the 3rd day of June, 2010, to:

11 Hon. David K. Duncan  
12 United States District Court  
13 Sandra Day O'Connor U.S. Courthouse  
14 Suite 325  
15 401 West Washington Street, SPC 14  
16 Phoenix, AZ 85003-2120  
17 [Duncan\\_chambers@azd.uscourts.gov](mailto:Duncan_chambers@azd.uscourts.gov)

18 /s/ Patricia Robinson